IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.436 OF 2006

IN

SUMMARY SUIT NO.1937 OF 2006

Mr.Bharat M. Shah. ...Plaintiff

vs.

Mr.Abdul Hussain Unnwala & another. ...Defendants.

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Mr.A.M.Saraogi, for Plaintiff.
Ms.Pardiwala, for Defendants 1 and 2.

**CORAM: D.K.DESHMUKH, J.**

**DATED: 19th December,2006..**

**P.C**.:-

1. The plaintiff has filed this summary suit because according to him, he advanced money by cheque. In view of the judgment of the learned Single Judge of this Court in the case "Purnima Jaitly Vs. Ravi Bansi Jaisingh, AIR 2003 Bombay 494", this summary suit is not maintainable. The summons for judgment is disposed of. The defendants are granted unconditional leave to defend the suit. Written statement to be filed within a period of four weeks from today. Suit be transferred to commercial causes

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